

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the  
District of Wyoming



Berenergy Corporation

\_\_\_\_\_  
*Plaintiff(s)*

v.

Bureau of Land Management

\_\_\_\_\_  
*Defendant(s)*

Civil Action No. 18-cv-158-S

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)*

Bureau of Land Management  
United States Department of the Interior  
Attn: Duane Spencer  
5353 Yellowstone Road  
Cheyenne, WY 82009

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Darin B. Scheer, Wyo. Bar No. 6-3558  
Keith Burron, Wyo. Bar No. 5-2884  
CROWLEY FLECK PLLP  
111 W 2nd St, Suite 220  
Casper, WY 82601

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date: 9/27/18

S. Williams

Signature of Clerk or Deputy Clerk

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Civil Action No. \_\_\_\_\_

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) Duane Spencer BLM  
 was received by me on (date) 9-27-18.

☐ I personally served the summons on the individual at (place) \_\_\_\_\_  
 on (date) \_\_\_\_\_; or

☐ I left the summons at the individual's residence or usual place of abode with (name) \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on (date) \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☒ I served the summons on (name of individual) \_\_\_\_\_, who is  
 designated by law to accept service of process on behalf of (name of organization) Bureau Land Management  
 on (date) 9-27-18; or

☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ Other (specify): \_\_\_\_\_

My fees are \$ 65<sup>00</sup> for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 9-27-18

Rick Sargent  
 Server's signature  
Rick Sargent Process Server  
 Printed name and title

244 S. House Ave  
 Server's address

Cheyenne WY

Additional information regarding attempted service, etc: